IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO.310 OF 2006

Dr.Jayshree L.Katare. ..Petitioner.

V/s.

The State of Maharashtra & Ors. ..Respondents.

Mr.G.M.Savagave for petitioner.

Mr.A.A.Kumbhakoni, Asstt. Adv.General with
Mr.C.R.Sonawane, AGP for Respondent-State.

CORAM: A.M.KHANWILKAR,J

DATE : FEBRUARY 21, 2007.

P.C. :

1. Perused the affidavit of Mr.S.S.Hussain, Principal Secretary to Government of Maharashtra, Revenue and Forest Department, Mantralaya, Mumbai dated 21st February, 2007. The affidavit gives background in which the appointment letter could not be issued in time. From the affidavit, it appears that the High Court Order was eventually confirmed by the Supreme Court on 2nd February, 2007 with the dismissal of the SLP preferred by the State. Soon thereafter, appointment letter has now been issued to the petitioner on 15th February, 2007.

2. According to the counsel for the petitioner,

copy of that letter has not been served on the petitioner. However, there is no reason to doubt the correctness of the statement made by the officer who is at the rank of Principal Secretary on affidavit. In case copy of the appointment letter has not been received by the petitioner, he may contact Divisional Commissioner, Nagpur, to whom necessary instruction will be given to comply with any left over formality, so as to ensure that the directions of the Court contained in order dated February 28, 2006 is complied with in its letter and spirit.

3. With these observations petition disposed of. Notice issued to respondents stand discharged.

4. If the petitioner is aggrieved by the posting referred to in the order of appointment, it will be open to the petitioner to take recourse to such remedy, as may be permissible by law, which will be decided on its own merit.